IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

| PROMOS TECHNOLOGIES, INC., |) | |
|--------------------------------|---|-----------------------|
| |) | |
| Plaintiff, |) | |
| |) | |
| v. |) | C.A. No. 06-788 (JJF) |
| |) | |
| FREESCALE SEMICONDUCTOR, INC., |) | |
| |) | |
| Defendant. |) | |

CERTIFICATION OF JAMES L. WAMSLEY IN SUPPORT OF FREESCALE SEMICONDUCTOR'S DISCOVERY LETTER (D.I. 196)

MORRIS, NICHOLS, ARSHT & TUNNELL LLP Mary B. Graham (#2256) James W. Parrett, Jr. (#4292) 1201 N. Market Street P.O. Box 1347 Wilmington, DE 19899-1347 302.658.9200 Attorneys for Freescale Semiconductor, Inc.

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May 19, 2008

CERTIFICATION OF JAMES L. WAMSLEY IN SUPPORT OF FREESCALE SEMICONDUCTOR'S MAY 13, 2008 DISCOVERY LETTER

The undersigned counsel for Freescale Semiconductor, Inc. hereby certifies as follows. I first raised the issue of whether ProMOS Technologies, Inc. would agree to answer Freescale's interrogatory no. 30 with respect to Freescale's request for admissions 25, 26, 41-48, 59 and 60 by email sent to counsel for ProMOS on April 28, 2008. ProMOS did not respond to that April 28 email in writing, but the issue was discussed during a meet and confer telephone conference the parties had on May 12, 2008 to discuss various outstanding discovery disputes, which lasted a total of approximately 90 minutes. During that telephone conference, ProMOS indicated that it was unwilling to provide any further answer to Freescale's interrogatory no. 30.

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